

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CE,CUSTOMS GOLD CONTROLL REF. No 4 of 1995

For Approval and Signature:

HON'BLE MR.JUSTICE M.S.SHAH

and

HON'BLE MR.JUSTICE A.M.KAPADIA

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1. Whether Reporters of Local Papers may be allowed : NO
to see the judgements?
 2. To be referred to the Reporter or not? : NO
 3. Whether Their Lordships wish to see the fair copy : NO
of the judgement?
 4. Whether this case involves a substantial question : NO
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder?
 5. Whether it is to be circulated to the concerned : NO
Magistrate/Magistrates, Judge/Judges, Tribunal/Tribunals?

VALLABHDAS V. DHAKAN

Versus

COLLECTOR OF CUSTOMS (P)

Appearance:

1. CE,CUSTOMS GOLD CONTROLL REF. No. 4 of 1995
SERVED BY RPAD - (N) for Petitioner No. 1
MS DHARMISHTA RAVAL for Respondent No. 1

CORAM : HON'BLE MR.JUSTICE M.S.SHAH

and

HON'BLE MR.JUSTICE A.M.KAPADIA

Date of decision: 15/03/2004

ORAL JUDGEMENT

(Per : HON'BLE MR.JUSTICE M.S.SHAH)

When the Reference is called out for final
hearing, none appears for the applicant-assessee though
duly served. The office endorsement indicates that the

paper book is also not filed. Ms Dharmishta Raval, learned Standing Counsel for the Central Government appears for the respondent-authorities.

Since Reference is pending since 1995 and still the applicant at whose instance the reference was made has chosen not to file the paper book, we decline to answer the questions referred for our opinion.

The Reference accordingly stands disposed of.

(M.S. SHAH, J.)

(A.M.KAPADIA, J.)

zgs/-